

NOTICE OF INTENT

Department of Environmental Quality Office of Air Quality and Radiation Protection Radiation Protection Division

Shielding Exemptions; NRC Revisions (LAC 33:XV.Chapters 1, 4, 6 and 10) (NE015)

Under the authority of the Louisiana Environmental Quality Act, R.S. 30:2001 et seq., and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950, et seq., the secretary gives notice that rulemaking procedures have been initiated to amend the Radiation Protection Division regulations, LAC 33:XV.Chapters 1, 4, 6, and 10 (NE015).

This proposed rule reflects minor changes to Chapters 1, 4, and 10 suggested by the Nuclear Regulatory Commission (NRC) through the Conference of Radiation Control Program Directors (CRCPD). The most detailed of these changes involves clarifying what would be considered allowable radiation exposure to "declared pregnant women."

The changes to Chapter 6 exempt certain types of medical professionals from radiation shielding evaluation requirements. These individuals were previously required to submit shielding plans (and a fee) to the division for approval. During their normal activities, these individuals do not use enough radiation to need radiation shielding. Amendments to Chapters 1, 4, and 10 are required for the state of Louisiana to remain fully compatible as an NRC Agreement State. The CRCPD suggests standards for adoption by states to meet the requirements of the federal regulations. These standards were recently amended by the CRCPD. The proposed rule includes the changes suggested.

This proposed rule meets the exceptions listed in R.S. 30:2019 (D) (3) and R.S.49:953 (G) (3), therefore, no report regarding environmental/health benefits and social/economic costs is required.

A public hearing will be held on June 27, 1996, at 1:30 p.m. in the Maynard Ketcham Building, Room 326, 7290 Bluebonnet Boulevard, Baton Rouge, LA 70810. Interested persons are invited to attend and submit oral comments on the proposed amendments. Should individuals with a disability need an accommodation in order to participate please contact Patsy Deaville at the address given below or at (504) 765-0399.

All interested persons are invited to submit written comments on the proposed regulations. Commentors should reference this proposed regulation by NE015. Such comments should be submitted no later than July 5, 1996, at 4:30 p.m., to Patsy Deaville, Investigations and Regulation Development Division, Box 82282, Baton Rouge, LA, 70810 or to FAX number (504) 765-0486. Copies of this proposed regulation can be purchased at the above referenced address. Contact the Investigations and Regulation Development Division for pricing information. Check or money order is required in advance for each copy of NE015. The regulation is also available at a cost of \$14.25 from the Office of the State Register, 1051 North Third Street, Room 512, Baton Rouge, LA 70802. Please reference document number 9605#062.

This proposed regulation is available for inspection at the following DEQ office locations from 8 a.m. until 4:30 p.m.: 7290 Bluebonnet Boulevard, Fourth Floor, Baton Rouge, LA 70810; 804 Thirty-First Street, Monroe, LA 71203; State Office Building, 1525 Fairfield Avenue, Shreveport, LA 71101; 3519 Patrick Street, Lake Charles, LA 70605; 3501 Chateau Boulevard West Wing, Kenner, LA 70065; 100 Asma Boulevard, Suite 151, Lafayette, LA 70508; and at the Office of the State Register, 1051 North Third Street, Suite 512, Baton Rouge, LA.

Gustave Von Bodungen
Assistant Secretary

FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: Shielding Exemptions; NRC Revisions

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS (Summary)
No significant effect of this proposed rule on implementation costs to state or local governmental units is anticipated.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)
No significant effect of this proposed rule on state or local governmental revenue collections is anticipated.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

From the changes to Chapters 1, 4, and 10, no implementation cost or economic benefit to directly affected persons is anticipated. (These changes are required to remain compatible with the NRC in the regulation of radioactive materials.) The changes to Chapter 6 should very slightly lower costs to directly affected persons.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

No significant effect of this proposed rule on competition and employment is anticipated.

Gustave Von Bodungen
Assistant Secretary
9605#062

Richard England
Assistant to the
Legislative Fiscal Officer